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PATENTS, TRADEMARKS & RELATED INTELLECTUAL PROPERTY MATTERS

Docket: 03/143

Hon. Commissioner of Patents and Trademarks
Alexandria, VA 22313-1450

Date: March 13, 2009

In re Application of:

Terry Vovan

Serial No.: 10/645,893

Group Art Unit: 1761

Filed: August 18, 2003

Examiner: Viren A. Thakur

For: CAKE CONTAINER COVER-BASE CONNECTION

APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed December 15, 2008 finally rejecting claims 5-7 and 18-19.

Enclosed are the following:

1. Notice of Appeal (No check is required because this is a second appeal).
2. APPEAL BRIEF:
 - a. Brief For Appellant (No check is required because this is a second appeal).
 - b. Appendix To Appeal brief Claims 5-7 and 18-19.
 - c. Related Appeals, Evidence, and Citation Appendix.
3. Return Postcard.

Applicant is now a large entity.

The Commissioner of Patents and Trademarks is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 06-1985.

I hereby certify that this correspondence is being deposited with the United States Postal service as First Class mail in an envelope addressed to Mail Stop Board of Patent Appeals and Interferences, P.O. Box 1450, Alexandria, VA 22313-1450 on March 13, 2009.

Leon D. Rosen
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LDR/ks

Encl.

cc: Terry Vovan